

KEVIN V. RYAN (CSBN 118321)  
 United States Attorney

EUMI L. CHOI (WVBN 0722)  
 Chief, Criminal Division

HARTLEY M. K. WEST (CSBN 191609)  
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102-3495  
 Telephone: (415) 436-6747  
 FAX: (415) 436-7234

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 05-00507 WHA
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER EXCLUDING TIME FROM
v.	)	SEPTEMBER 27 AND OCTOBER 24,
	)	2005 FROM THE SPEEDY TRIAL ACT
BERNARD THOMAS,	)	CALCULATION (18 U.S.C. §§
	)	3161(h)(8)(A) and 3161(h)(8)(B)(iv))
Defendant.	)	

On September 27, 2005, defendant Bernard Thomas, his attorney Elena Condes, and Assistant United States Attorney Hartley West initially appeared before this Court. Defense counsel advised that she wanted time to review evidence, talk to her client, and research and prepare two possible defense motions. The Court ordered the motions filed October 24, any oppositions filed November 7, and a hearing on November 15 at 2:00 p.m.

The parties agreed and the Court ordered that the time between September 27 and October 24, 2005, should be excluded under the Speedy Trial Act, 18 U.S.C. sections 3161(h)(8)(A) and 3161(h)(8)(B)(iv), for effective preparation of counsel and because the ends of justice served outweigh the best interest of the public and the defendant in a speedy trial.

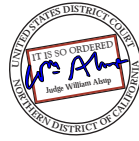
Accordingly, the Court HEREBY ORDERS that the time between September 27 and October

STIPULATION AND ~~PROPOSED~~ ORDER  
 RE: SPEEDY TRIAL EXCLUSION  
 CR 05-00507 WHA

24, 2005, shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161.

IT IS SO ORDERED.

Date: October 11, 2005



\_\_\_\_\_  
WILLIAM H. ALSUP  
UNITED STATES DISTRICT JUDGE

Approved as to form:

\_\_\_\_\_/S/  
ELENA CONDES  
Attorney for Defendant

\_\_\_\_\_/S/  
HARTLEY M. K. WEST  
Assistant United States Attorney

STIPULATION AND ~~PROPOSED~~ ORDER  
RE: SPEEDY TRIAL EXCLUSION  
CR 05-00507 WHA